

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**PHILIP MORRIS USA, INC.**

*against*

ATTORNEY/CLIENT: CULLEN & DYKMAN, ESQS  
FILE #  
INDEX # 07-CIV 8359  
DATE INDEX # PURCHASED:  
DATE AFFIDAVIT FILED:

**A & V MINIMARKET, INC., ET AL**

**AFFIDAVIT OF SERVICE**

State of New York, County of Suffolk

I, BETHEL DEBNAM being duly sworn according to law upon my oath, depose and say, that deponent is not a party to this action, is over 18 years of age and resides in BRENTWOOD, NY.

That on October 1, 2007 at 2:25 PM, deponent served the within named CIVIL COVER SHEET, SUMMONS & COMPLAINT, 7-1 STATEMENT & REPORT ON THE FILINGS OR DETERMINATION OF AN ACTION REGARDING PATENT OR TRADEMARK upon ADEL ELSAIDI, INDIVIDUALLY AND DOING BUSINESS AS NY BEST DELI GROCERY, therein named. Said service was effected at , 721 BURKE AVENUE, BRONX, NY 10455, in the following manner;

By delivering thereat a true copy of each to ADEL ELSAIDI, INDIVIDUALLY AND DOING BUSINESS AS NY BEST DELI GROCERY personally; deponent knew said person so served to be the person described as said recipient therein.

Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows:

Sex: Male Skin: Brown Hair: Black Age(Approx): 30 Height(Approx): 5' 9" Weight(Approx): 180-190 lbs  
Other: MUSTACHE & BEARD

Above person had asked, whether recipient was in the military service of the State or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the recipient is not in the military service of the State or the United States as that term is defined in the statutes of the State or the Federal Soldiers and Sailors Civil Relief Act.

I certify that the foregoing statements made by me are true, correct and my free act and deed. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.



BETHEL DEBNAM, License No. 1128147

Sworn to before me on October 2, 2007

  
RAE BAFFA  
Notary Public, State of New York  
No. 4920453  
Qualified in Suffolk County  
Commission Expires July 5, 2010

Sworn before me on October 2, 2007

ANTHONY BAFFA  
Notary Public, State of New York  
No. 4974975  
Qualified in Suffolk County  
Commission Expires November 26, 2010